

**AN ORDINANCE
BY: COUNCILMEMBER CLAIR MULLER**

04- 0-1362

**AN ORDINANCE TO WAIVE THE FEES ASSOCIATED
WITH THE TRANSFER OF ABANDONED PROPERTY FOR
415 GOLVIEW ROAD; TO ACCEPT THE PAYMENT OF
EXCESS TAXES FOR THE PREVIOUS YEARS AS THE
FAIR MARKET VALUE OF THE PROPERTY; AND FOR
OTHER PURPOSES.**

WHEREAS, On November 5, 1952, the City by Ordinance, abandoned Benjamin Harrison Drive; and

WHEREAS, the City proceeded to transfer the abandoned property to the abutting landowners who wished to acquire the property; and

WHEREAS, City Code Section 138-9 requires the payment of certain fees for the abandonment of City owned property and subsequent transfer to abutting landowners; and

WHEREAS, Section 138-9 requires the payment of fair market value of the abandoned property in exchange for title to the property; and

WHEREAS, Benjamin Harrison Drive abuts the property located at 415 Golfview Road; and

WHEREAS, the property located at 415 Golfview Road is being assessed for ad valorem property taxation purposes to include the abutting portion of land that was formerly Benjamin Harrison Drive; and

WHEREAS, there is currently standing a barn built in the 1950's by the previous owner on what was formerly Benjamin Harrison Drive;

WHEREAS, the current owner wishes to obtain clear title to the portion of the abandoned property; and

WHEREAS, the property owner(s) have been paying taxes on the property for at least the past eleven (11) years;

WHEREAS, the City of Atlanta, Fulton County and the Atlanta Public Schools have been beneficiaries of the taxes;

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF ATLANTA, GEORGIA as follows:**

Section 1. That the City accepts the payment of that portion of property taxes for the property located at 415 Golfview Road which were formerly part of the right-of-way known as Benjamin Harrison Drive from 1952 to the present, as constituting the fair market value and adequate consideration for that portion of the abandoned street abutting said property.

Section 2. That the Mayor be and is authorized to transfer, by quitclaim deed, the portion of the 1952 abandoned right-of-way formerly known as Benjamin Harrison Drive that has abuts 415 Golfview Road, as shown on the attached survey.

Section 3. This ordinance shall become effective immediately upon its approval by the Council and signature by the Mayor or by operation of law.

44-26 NO. 93060085 WNCZ

LOT 6
BLOCK
UNIT
SUB.

GOLF VIEW MGMT SUPVISION

20. Chengdu China Asia 6 21

GOLFVIEW ROAD ~ 50' RW
(AKA GOLF VIEW ROAD)

9171.4' ALONG R/W OF GOLF VIEW
ROAD (A.K.A. GOLF VIEW ROAD)
TO NW OF GOLF VIEW DRIVE
(A.K.A. GOLF VIEW DRIVE)
40' B.C.

BENJAMIN HARRISON DRIVE - 50' PLW
(NOT OPEN)
1550'

2559.655
N00.00.41N

Boards 1145
11051

✓

OLVIEW

MAG. NORTH

PROPERTY OF

ARMAND J. KRAMEDIJAN & RUTH P. KRAMEDIJAN

LAND LOT	17 TH	DISTRICT
146		

FULTON COUNTY, GEORGIA

SCALE 1" = 50' DATE: JUNE 3, 1993

REG. LAND SURVEYOR NO. 1999

THE CARTER GROUP, INC.

IN MY OPINION THIS PLAY IS A CORRECT REPRESENTATION OF THE LAND PLATTED.

34

Bob Jones
Gift Course